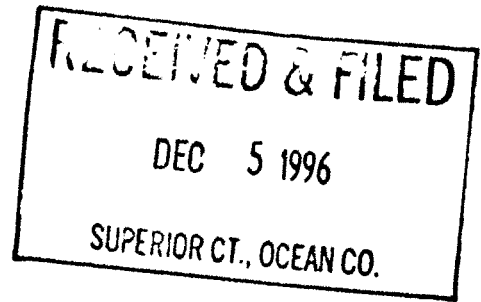


PETER VERNIERO
ATTORNEY GENERAL OF NEW JERSEY

By: Denise A. Cobham
Deputy Attorney General
Division of Law - 5th fl.
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101
Telephone: (201) 648-2478



SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION - OCEAN COUNTY
DOCKET NO. C-

253-94

PETER VERNIERO, Attorney
General of the State of
New Jersey, and NEW JERSEY
STATE BOARD OF PSYCHOLOGICAL
EXAMINERS OF

Plaintiffs,

vs.

JAMES A. HUDDY

Defendant.

Civil Action

VERIFIED COMPLAINT

Plaintiffs, located at 124 Halsey Street, Newark, New Jersey, by way of Complaint say:

1. The New Jersey State Board of Psychological Examiners is charged with the responsibility of enforcing N.J.S.A. 45:14B-1 et seq., which governs the practice of the psychology in the State of New Jersey.

2. Pursuant to N.J.S.A. 45:1-23, the Superior Court in an action at the suit of the Attorney General, on behalf of

the State Board of Psychological Examiners, may prevent and restrain the practice of psychology in this State by any person who has not first obtained the license therein provided for, or who does not presently have a valid license.

3. Pursuant to N.J.S.A. 45:1-18(f), the Superior Court, in an action at the suit of the Attorney General on behalf of the State Board of Psychological Examiners, may authorize inspection of premises and impoundment of evidence by the plaintiffs or their designees.

4. The defendant, at one time, possessed a license to practice psychology in the State of New Jersey (Certification of Paul Brush, Executive Director of the Board of Psychological Examiners which is attached hereto as Exhibit A).

5. By Order of the Board filed on October 10, 1996, said license to practice psychology was revoked as of November 1, 1996 due to misconduct, in that the defendant engaged in physical contact of a sexual nature with a client, participated in a conflict of interest by exploiting the trust and dependency of a client, committed gross and repeated acts of malpractice, committed professional misconduct, failed to comply with Board regulations and a failed to maintain good moral character. (Certified true copy of the Final Decision

and Order filed with the Board of Psychological Examiners on October 10, 1996 which is attached hereto as Exhibit B).

6. Defendant James A. Huddy presently maintains an office for the practice of psychology at 1 Jaywood Manor, Brick, New Jersey 08723. (See sworn statement of R.B. which is attached hereto as Exhibit C).

7. On November 12, 1996 defendant Huddy practiced psychology, without a valid license to do so, by giving a Psychiatric Diagnosis Interview Examination, administering psychological testing, and making a diagnosis for R.B. (See Billing for services rendered on November 12, 1996 which is certified by James A. Huddy, Ph.D., which is attached hereto as Exhibit D).

8. On November 18, 1996 defendant Huddy kept another appointment with R.B. and administered individual psychotherapy for 50 minutes. He scheduled his patient to return for more treatment on November 25, 1996. (See billing for services rendered on November 18, 1996, certified by James A. Huddy, Ph.D., which is attached hereto as Exhibit E).

9. On both dates, defendant Huddy purported to, and/or attempted to, and/or did engage in the practice of psychology within the meaning of N.J.S.A. 45:14B-2(b) by requesting intake information from R.B., subsequent discussion

of the personal information taken, the administration of tests, discussion of changes in medication initiated by defendant Huddy. (See Exhibit C).

10. Defendant's offers to practice, attempts to practice and his actual practice of psychology for compensation or otherwise, violate N.J.S.A. 45:14B-5, 6 and 7. The same acts complained of also violate N.J.A.C. 13:42-9.9. (See Certifications of Kenneth G. Roy, Chairperson, and Margery Manheim, Ph.D., member, of the New Jersey State Board of Psychological Examiners which are attached hereto as Exhibits F and G).

11. The defendant's continued unrestrained, unlicensed practice psychology at 1 Jaywood Manor, Brick, New Jersey, or in any other location in New Jersey constitutes a clear and imminent danger to the health, welfare and well being of the citizens of this State. (See Exhibit G).

WHEREFORE, plaintiffs respectfully demand that this Court:

(a) grant an order, pursuant to N.J.S.A. 45:1-23, temporarily and permanently enjoining defendant James A. Huddy from representing himself as a psychologist, and from offering

or attempting to offer to perform or performing psychological services, in violation of N.J.S.A. 45:14B-2(b) unless and until defendant's license to practice psychology in the State of New Jersey is reinstated, and is no longer the subject of disciplinary action; and

(b) grant judgment for civil penalties in favor of the New Jersey State Board of Psychological Examiners in the amount of \$2,500.00 per instance as found by the Court or in such amount as the court deems just, pursuant to N.J.S.A. 45:1-25; and

(c) grant permission to agents of the Attorney General to enter defendant's office premises and automobiles or any other premises where the defendant is engaging in the unlicensed practice of psychology, and to impound all evidence of the unlicensed practice of psychology including, but not limited to, patient records, artifacts, billing records, books, furniture, telephone records, appointment books, and telephone/message logs and other electronic or computer equipment used to contact and/or maintain a client base; and

(d) grant permission to the Attorney General of his designees to contact a locksmith in order to assist them in gaining entrance into the premises described herein by any means reasonably necessary. In addition, it is respectfully requested that this Court order that the Brick Police

Department shall have leave to assist the plaintiffs or its designees in exercising these powers, if necessary.

(e) grant such other relief, such as restitution which would make the consumers whole, and costs incurred by the State, as the court may deem appropriate and necessary in view of the established facts and the intent of the laws regulating the practice of psychology in the State of New Jersey, N.J.S.A. 45:14B-1 et seq.

PETER VERNIERO
ATTORNEY GENERAL OF NEW JERSEY

By: Denise A. Cobham

Denise A. Cobham
Deputy Attorney General

DATED: